

DEP/REF  
Room 307

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John PHILIP et al.

Serial No.: 09/926,603

Filed: November 26, 2001

For: ISOLATION AND CULTURING OF FETAL CELLS

TRANSMITTAL OF SMALL ENTITY  
DECLARATION AND REQUEST FOR REFUND

Commissioner for Patents  
Washington, D.C. 20231

Attention: REFUND SECTION, ACCOUNTING  
DIVISION, OFFICE OF FINANCE

Sir:

Submitted herewith is a Small Entity Declaration, establishing small entity status for the captioned application. In view of Manual of Patent Examining Procedure (MPEP) 509.03, refund of the excess fee paid on November 26, 2001, is respectfully requested. Please credit a refund in the amount of \$582.00 to undersigned Counsel's Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

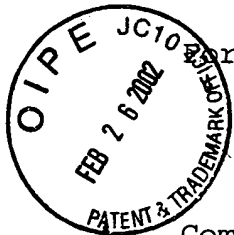
Respectfully submitted,

JACOBSON HOLMAN PLLC

By Harvey B. Jacobson, Jr.  
Harvey B. Jacobson, Jr.  
Reg. No. 20,851

400 Seventh Street, N.W.  
Washington, D.C. 20004-2201  
(202) 638-6666

Atty. Docket: P67342US0  
Date: February 26, 2002  
HBJ/cmf



OFFICE OF FINANCE  
REFUND SECTION  
2002 MAR 12 AM 9:  
US PATENT & TRADEMARK  
OFFICE

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09/926603

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Serial No.: 09/926,603

Filed: November 26, 2001

For: ISOLATION AND CULTURING OF FETAL CELLS

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371**

Box PCT  
Commissioner for Patents  
Washington, D.C. 20231

**Attention: APPLICATION BRANCH  
MISSING REQUIREMENTS OF APPLICATION**

Sir:

With respect to the above-identified national phase application, the following are filed herewith in response to the Notification of Missing Requirements under 35 U.S.C. 371, mailed **January 8, 2002**, copy attached.

X Declaration in compliance with 37 C.F.R. §1.63.

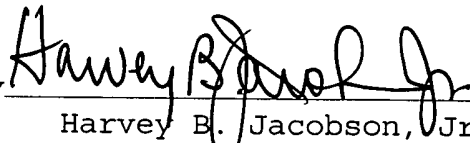
X If a Petition for Extension of time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge and fees necessary under 37 CFR 1.17 (a) - (d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

Regarding the request for a Sequence Listing, please note that there is no sequence in this application that requires a Sequence listing.

Appln. No. 09/926,603

Respectfully submitted,

JACOBSON HOLMAN PLLC

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Harvey B. Jacobson, Jr.  
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TC 1-15-02

chr. jg



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Commissioner for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20231  
www.uspto.gov

|   |                                      |                               |
|---|--------------------------------------|-------------------------------|
| U.S. APPLICATION NUMBER NO.<br>09/926,603 | FIRST NAMED APPLICANT<br>John Philip | ATTY. DOCKET NO.<br>P67342US0 |
|---|--------------------------------------|-------------------------------|

0136  
JACOBSON HOLMAN PLLC  
400 SEVENTH STREET N.W.  
SUITE 600  
WASHINGTON, DC 20004

|   |                             |
|---|-----------------------------|
| INTERNATIONAL APPLICATION NO.<br>PCT/DK00/00281 |                             |
| I.A. FILING DATE<br>05/25/2000                  | PRIORITY DATE<br>05/25/1999 |

|                           |
|---------------------------|
| JACOBSON HOLMAN PLLC      |
| Response Due On Or Before |
| 3 / 5 / 02                |
| Month Day Year            |

CONFIRMATION NO. 7825  
371 FORMALITIES LETTER  
  
\*OC00000007271774\*

Date Mailed: 01/08/2002

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
  - This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
  - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
  - APPLICANT MUST PROVIDE:
    - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
    - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.

- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
  - For Rules Interpretation, call (703) 308-4216
  - To Purchase PatentIn Software, call (703) 306-2600
  - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 305-6421

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 09/926,603                  | PCT/DK00/00281                | P67342US0        |